

Adopted	Rejected
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COMMITTEE REPORT

YES:	7
NO:	0

MR. SPEAKER:

Your Committee on **Environmental Affairs**, to which was referred House Bill 1589, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:

- 1 Page 1, line 16, delete "entity that:" and insert "**entity:**
- 2 **(1) that:**
- 3 **(A) receives covered electronic devices from households;**
- 4 **and**
- 5 **(B) arranges for the delivery of the covered electronic**
- 6 **devices to a recycler; or**
- 7 **(2) that collects covered electronic devices directly from**
- 8 **households, including curbside collection from households."**
- 9 Page 1, delete line 17.
- 10 Page 2, delete lines 1 through 2.
- 11 Page 4, line 11, delete "as" and insert "**or a brand the person**
- 12 **licenses as"**.
- 13 Page 4, line 12, delete "; or" and insert "**or the brand label the**
- 14 **person licenses;"**.
- 15 Page 4, line 14, after "brand" insert "**or a brand the person**
- 16 **licenses"**.

- 1 Page 4, line 15, delete "." and insert "**or the brand label the person**
 2 **licenses; or**
 3 **(3) assumes the responsibilities and obligations of a**
 4 **manufacturer under IC 13-20.5.**"
- 5 Page 7, line 10, delete "nine (9)" and insert "**four (4)**".
- 6 Page 7, line 19, delete "a larger piece of" and insert "**or connected**
 7 **to a system or**".
- 8 Page 7, line 20, delete "or is".
- 9 Page 7, line 25, delete "other than household security;" and insert
 10 "**sensing, monitoring, or counterterrorism;**".
- 11 Page 7, line 26, delete "or".
- 12 Page 7, line 27, after "medical;" insert "**or**
 13 **(H) a governmental or research and development;**".
- 14 Page 8, line 6, delete "." and insert ", **regardless of whether the**
 15 **manufacturer owns or licenses the brand.**".
- 16 Page 11, line 31, delete "the registration fee for the" and insert "**a**
 17 **manufacturer may not be charged a registration fee for any year**
 18 **in which the manufacturer produces fewer than one hundred (100)**
 19 **video display devices for sale to households.**".
- 20 Page 11, delete lines 32 through 35.
- 21 Page 13, between lines 5 and 6, begin a new line block indented and
 22 insert:
 23 "**(4) The amount in pounds of covered electronic devices the**
 24 **manufacturer arranged for a recycler to collect and recycle**
 25 **that were not converted to recycling credits.**".
- 26 Page 13, line 20, delete "A" and insert "**(a) Except as provided in**
 27 **subsection (b), a**".
- 28 Page 13, line 22, delete ":" and insert "**at least eighty percent**
 29 **(80%) of the total weight of the manufacturer's video display**
 30 **devices sold to households during the preceding program year.**
- 31 **(b) The solid waste management board may adopt rules:**
 32 **(1) under IC 4-22-2 and IC 13-14-9; and**
 33 **(2) based on data collected under this article;**
 34 **to establish a percentage that is greater than eighty percent (80%)**
 35 **for use in calculations performed under subsection (a).**".
- 36 Page 13, delete lines 23 through 30.
- 37 Page 14, line 11, delete "video display" and insert "**covered**
 38 **electronic**".

1 Page 17, between lines 6 and 7, begin a new paragraph and insert:
 2 **"Sec. 10. If a national electronic waste program is implemented**
 3 **that is similar to the program established under this article, the**
 4 **department shall review, evaluate, and compare the national**
 5 **program, the program established under this article, and any**
 6 **regional agreement the department has entered into under section**
 7 **9 of this chapter."**

8 Page 17, line 15, delete "or".

9 Page 17, line 18, delete "IC 13-20.5-1." and insert **"IC 13-20.5-1;**
 10 **or**

11 **(3) a collector, recycler, or manufacturer from charging for**
 12 **directly collecting any covered electronic devices directly**
 13 **from households, including charging for curbside collection**
 14 **from households."**

15 Page 17, line 40, delete "person" and insert **"household"**.

16 Page 18, delete lines 3 through 5.

17 Page 18, line 6, delete "(3)" and insert **"(2)"**.

18 Page 18, after line 9, begin a new paragraph and insert:

19 **"Sec. 2. (a) A household that violates this chapter is not subject**
 20 **to:**

21 **(1) a criminal or civil action or penalty; or**

22 **(2) any other sanction;**

23 **under this title or any other state law.**

24 **(b) A violation of this chapter does not create a cause of action."**

(Reference is to HB 1589 as introduced.)

and when so amended that said bill do pass.

Representative Dvorak